



AN ORDINANCE

BY COUNCIL MEMBER *Felicia A. Moore*  
FELICIA A. MOORE

AUTHORIZING THE MAYOR OR HER DESIGNEE TO WAIVE THE SIDEWALK REQUIREMENTS OF SECTION 15-09.003 OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO PROVIDE THAT A CERTAIN SUBDIVISION SD-04-42 (2260 PAUL AVENUE) APPLICANT DEPOSIT A DOLLAR AMOUNT (\$6,245.00) EQUAL TO THE VALUE OF THE REQUIRED SIDEWALK CONSTRUCTION INTO A DESIGNATED TRUST FUND ACCOUNT FOR DISTRICT 9; AND FOR OTHER PURPOSES.

WHEREAS, pursuant to the application for the subdivision of land submitted by the developer, in compliance with the provisions of Section 15-09.003 to provide sidewalks on both sides of existing as well as proposed streets; and

WHEREAS, the construction of sidewalks along the frontage of this subdivision would adversely affect the appearance and character of the neighborhood due to the lack of any existing sidewalks on the streets that contain the proposed subdivided lots to which the sidewalks could connect; and

WHEREAS, the City and area residents would be better served by the construction of sidewalks and pedestrian improvements in other areas of said subdivisions with in District 9.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

**SECTION 1:** The requirements of Section 15-09.003 of the City of Atlanta Code of Ordinance, which requires that applications for subdivision of land provide sidewalks are hereby waived for subdivisions SD-04-42.

**SECTION 2:** That the waiver of said requirements for the aforementioned applications are conditioned upon the agreement of the applicants to pay the City of Atlanta a dollar amount equal to the value of construction SD-04-42 (\$6,245.00) of said sidewalk as required by Section 1509.003 and as determined by the Commissioner of Department of Public Works.

**SECTION 3:** That before the Director of Bureau of Building issues any building permit for construction within the subdivisions sited above, said funds identified in Section 2 above shall be deposited in Trust Fund Account 3P02 424101 Y63T19019999, to be used for pedestrian improvements and sidewalk construction only in Council District 9.

**SECTION 4:** That all other requirements of the Code of Ordinances for the subdivisions sited above shall remain in full force and effect.

**SECTION 5:** That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived.

A true copy

*[Signature]*  
Deputy Clerk

ADOPTED as amended by the Council  
APPROVED by the Mayor

NOV 15, 2004  
NOV 19, 2004

RCS# 6243  
11/15/04  
2:41 PM

Atlanta City Council

Regular Session

CONSENT I                    CONSENT I PG(S) 4-20, EXCEPT: 04-O-2036

ADOPT

YEAS:    13  
NAYS:    0  
ABSTENTIONS:    0  
NOT VOTING:    2  
EXCUSED:    0  
ABSENT    1

Y Smith	Y Archibong	Y Moore	B Mitchell
NV Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Sheperd	NV Borders

CONSENT I

		11-15-04 Council Meeting
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 04-O-1887 2. 04-O-1872 3. 04-O-1936 4. 04-O-1946 5. 04-O-2030 6. 04-O-2031 7. 04-O-2038 8. 04-O-1417 9. 04-O-1879 10. 03-O-2222 11. 04-O-0044 12. 04-R-1982 13. 04-R-1983 14. 04-R-1984 15. 04-R-1985 16. 04-R-1988 17. 04-R-1977 18. 04-R-1979 19. 04-R-2041 20. 04-R-2042 21. 04-R-2092 22. 04-R-2093 23. 04-R-2094 24. 04-R-2095 25. 04-R-2096 26. 04-R-1875 27. 04-R-1876 28. 04-R-1877 29. 04-R-1950 30. 04-R-1951 31. 04-R-1953 32. 04-R-1954 33. 04-R-1957 34. 04-R-1959 35. 04-R-1960 36. 04-R-1961 37. 04-R-1962 38. 04-R-1963 39. 04-R-1964 40. 04-R-1965 41. 04-R-1966 42. 04-R-1967	43. 04-R-1968 44. 04-R-1969 45. 04-R-2024 46. 04-R-2029 47. 04-R-2033 48. 04-R-1752 49. 04-R-1974 50. 04-R-1975 51. 04-R-2025 52. 04-R-2085 53. 04-R-1980 54. 04-R-2026 55. 04-R-2040 56. 04-R-2048 57. 04-R-1999 58. 04-R-2000 59. 04-R-2001 60. 04-R-2002 61. 04-R-2015 62. 04-R-2016 63. 04-R-2017 64. 04-R-2018 65. 04-R-2019 66. 04-R-2020	67. 04-R-2003 68. 04-R-2004 69. 04-R-2005 70. 04-R-2006 71. 04-R-2007 72. 04-R-2008 73. 04-R-2009 74. 04-R-2010 75. 04-R-2011 76. 04-R-2012 77. 04-R-2013 78. 04-R-2014

(Do Not Write Above This Date)

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SECTION 15-09.003 OF THE CITY OF ATLANTA  
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CERTAIN SUBDIVISION SD-04-42 (2260 PAUL  
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AMOUNT (\$6,245.00) EQUAL TO THE VALUE OF  
THE REQUIRED SIDEWALK CONSTRUCTION  
INTO A DESIGNATED TRUST FUND ACCOUNT  
FOR DISTRICT 9; AND FOR OTHER PURPOSES.

ADOPTED BY

NOV 15 2004

COUNCIL

- ☐ CONSENT REFER  
☐ REGULAR REPORT REFER  
☐ ADVERTISE & REFER  
☐ 1st ADOPT 2nd READ & REFER  
☒ PERSONAL PAPER REFER

Date Referred

11/1/04

Referred To:

City Utilities

Date Referred

Referred To:

Date Referred

Referred To:

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair \_\_\_\_\_  
Referred To \_\_\_\_\_

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Members

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Refer To

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Members

Fav, Adv, Hold (see rev. side)

Other

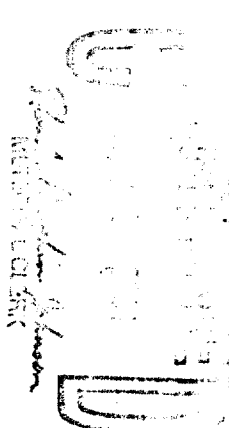
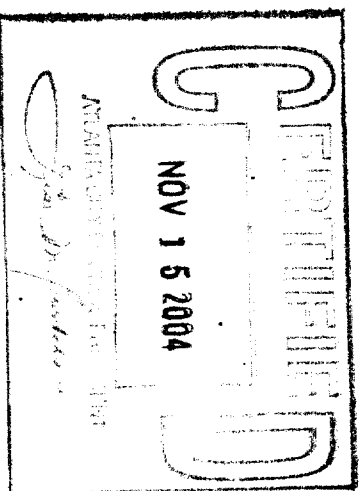
Members

Refer To

Refer To

☒ 2nd ☐ 1st & 2nd ☐ 3rd  
Readings  
☒ Consent ☐ V Vote ☒ RC Vote

CERTIFIED



MAYOR'S ACTION

